

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF DELAWARE

IN THE MATTER OF THE APPLICATION)
OF ADVANTAGE ENERGY PARTNERS, LLC)
FOR A CERTIFICATE TO PROVIDE ELECTRIC) PSC DOCKET NO. 17-0934
SUPPLY SERVICES WITHIN THE STATE)
OF DELAWARE (SUBMITTED AUGUST 3,)
2017; FILED OCTOBER 23, 2017))

ORDER NO. 9147

ELECTRIC SUPPLIER CERTIFICATE

This 30th day of November, 2017, the Delaware Public Service Commission (the "Commission") determines and orders the following:

WHEREAS, on August 3, 2017, Advantage Energy Partners, LLC ("Advantage") submitted to the Commission an incomplete application¹ pursuant to 26 Del. C. §1001 - §1020, the Electric Utility Restructuring Act (the "Act"),² and 26 Del. Admin. C. §3001, the Commission's Rules for Certification and Regulation of Electric Suppliers (the "Supplier Rules"). This incomplete application requested certification for Advantage Energy Partners, LLC to act as a Broker³ that will utilize appropriate energy procurement strategies to meet the needs of residential,

1 Under Section 3001 of the Supplier Rules, applicants must submit
2 certain required documents to complete their application. Advantage's
3 original submission failed to include all of the required documents.

² Unless otherwise noted, capitalized terms shall have the meanings ascribed to them in the Act and the Supplier Rules.

3 Pursuant to §1001(3) of the Act, "Broker" is defined as a person or
entity that acts as an agent or intermediary in the sale or purchase
of, but that does not take title to, electricity for sale to retail
electric customers." Although a Broker never takes "title" to any
electric supply product, §1001(14) (c) of the Act deems a Broker to be
an "Electric Supplier."

small commercial, large commercial and industrial customers in Delaware. This incomplete application was docketed as PSC Docket No. 17-0934; and

WHEREAS, over a two-month period of time, the Commission Staff ("Staff") sent to Advantage three notices of deficiency in an attempt to correct the deficiencies in the incomplete application; and

WHEREAS, on October 23, 2017, Advantage submitted all of the required documents and thereby filed a complete application (the "Application") pursuant to the Act and the Supplier Rules; and

WHEREAS, as more specifically detailed in its Memorandum to the Commission, Staff reports that the Application fulfills all of the requirements set forth in the Act and the Supplier Rules for an Electric Supplier Certificate to act as a Broker. In particular, Staff reports that Advantage has specifically presented substantial evidence to support its financial, operational, managerial, and technical ability to operate as a Broker of Electric Supply Service within the State of Delaware. Therefore, Staff recommends that the Commission issue an Electric Supplier Certificate to authorize Advantage to broker sales and customer purchases of Electric Supply Services in the State of Delaware;

**NOW, THEREFORE, IT IS ORDERED BY THE AFFIRMATIVE
VOTE OF NOT FEWER THAN THREE COMMISSIONERS:**

1. Advantage Energy Partners, LLC is hereby granted a certificate to do business and operate as an Electric Supplier

(Broker) within the State of Delaware. Under this Electric Supplier Certificate, Advantage Energy Partners, LLC is authorized to broker Electric Supply Service within the State of Delaware consistent with and in accordance with the Act and the Supplier Rules.

2. Advantage Energy Partners, LLC is hereby notified that a violation of any applicable order, statute, regulation, rule, or other controlling authority may be enforced by sanctions permitted by §§1012(a) and 1019 of the Act and §3001-10.2 of the Supplier Rules.

3. Advantage Energy Partners, LLC shall file such reports and pay such fees and assessments as may be required or imposed by §§114, 115, and 1012(c) (2) of the Act and §§3001-3.9 and 3.10 of the Supplier Rules.

4. Advantage Energy Partners, LLC consents to the jurisdiction of the courts of the State of Delaware for all acts or omissions related to its offering of Electric Supply Services in this State.

5. Advantage Energy Partners, LLC is hereby placed on notice that the costs of this proceeding will be charged to it pursuant to §114(b) (1) of the Act.

6. The Commission reserves the jurisdiction and authority to enter such further orders in this matter as may be deemed necessary or proper.

BY ORDER OF THE COMMISSION:

Chair

Commissioner

Commissioner

Commissioner

Commissioner

ATTEST:

Secretary